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Nixon & Vanderhye P.C.

ATTORNEYS AT LAW

August 6, 2001

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The undersigned attorney is licensed
only in DC and PA

Ms. Joyce McWherter
Patent Administrator
Office of Science and Technology
DUKE UNIVERSITY
230 North Building, Research Drive
Box 90083
Durham, NC 27708-0083

Subject: U.S. Patent Appln. of KUMAR et al
"METHOD OF TREATING DISORDERS OF THE EYE"
Serial No.: 09/780,612
Your Ref.: 1736
Our Ref.: 1579-434

Dear Joyce:

Thank you for your letter of April 13, 2001. This is to advise you that we have now completed the filing of this application. A copy of the coversheet used to effect that completion is enclosed.

You will note in reviewing the coversheet that the Small Entity form has been submitted and thus one-half the normal government fees have been paid. In addition, the Assignment has been submitted for recordation. We will return the original instrument of Assignment to you once we have it in hand.

You will also note that we have now prepared and filed an Information Disclosure Statement in the above matter. A copy of the Information Disclosure Statement is enclosed herewith.

It is imperative that you advise us of any documents of which you or the inventors may be aware that might reasonably be considered relevant to the patentability of the claims of this application so that we can keep the Examiner fully informed.

Ms. Joyce McWherter
August 6, 2001
Page 2

Finally, enclosed is a Request for Correction of Filing Receipt. We will forward to you a Corrected Filing Receipt when we have received the same.

Best regards.

Very truly yours,

NIXON & VANDERHYE P.C.

By Mary J. Wilson
Mary J. Wilson

MJW:tat

Enclosures



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/780,612	02/12/2001	1614	0.00	1579-434	6	12	3

CONFIRMATION NO. 9116

FILING RECEIPT



OC00000006154360

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, VA 22201

Date Mailed: 06/06/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Janardan Kumar, Durham, NC;
Vasanth Rao, Morrisonville, NC;
David Epstein, Bahama, NC;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/181,869 02/11/2000

Foreign Applications

If Required, Foreign Filing License Granted 06/06/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

Method of treating disorders of the eye

Preliminary Class

514

Data entry by : TEGBARU, HAIMANOT**Team : OIPE****Date: 06/06/2001**

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15 (b).

PLEASE NOTE the following information about the Filing Receipt:

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

Sector
#

In re Patent Application of:

KUMAR et al

Attention: Application Branch

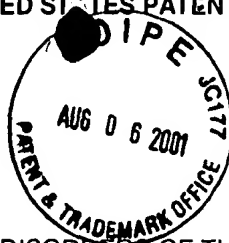
Atty. Dkt. 1579-434

Serial No. 09/780,612

Filed: February 12, 2001

Date: [lsp1]August 6, 2001

For: METHOD OF TREATING DISORDERS OF THE EYE

Assistant Commissioner for Patents
Washington, D.C. 20231The attached completes filing of the above-identified patent application:

- ☒ Signed Rule 63 Declaration alone, ☐ Copy of Declaration from prior application alone, OR
☐ Signed Declaration plus attached copy of originally filed specification/drawings.
☒ **NOTICE TO FILE MISSING PARTS OF APPLICATION FILING DATE GRANTED** form.
☒ Record the attached assignment and return to the undersigned.
☐ Attached is a Power of Attorney.
☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
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respectively.

- ☐ Certified copy(ies) of foreign application(s) is/are attached.
☐ Certified copy(ies) filed on _____ in prior application no. _____, filed _____.
☒ Applicant claims "small entity" status. ☒ "Small entity" statement attached.
☐ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee.
☒ Also attached: ☒ Information Disclosure Statement w/PTO-1449 Form and References; ☐ and Intl. Search Report
☐ Nucleotide and/or Amino Acid Sequence Submission; ☒ Other: Request for Correction of
Filing Receipt w/copy of Filing Receipt

Fees due are calculated below:

Basic filing fee				\$	710.00
Total Effective claims	12	- 20 =	0	x \$	18.00
Independent claims	3	- 3 =	0	x \$	80.00
If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper)					\$ 0.00
FILING FEE					\$ 710.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) (\$110.00/1 month; \$390.00/2 months; \$890.00/3 months; \$1390.00/4 months)					\$ 0.00
Surcharge (\$130.00) if Declaration or filing fee first now submitted					\$ 130.00
FIRST SUBTOTAL					\$ 840.00
If "small entity," enter half (1/2) of subtotal and subtract					-\$ 420.00
SECOND SUBTOTAL					\$ 420.00
Assignment Recording Fee (\$40.00)					\$ 40.00
TOTAL FEE DUE					\$ 460.00
Check enclosed (Pre-Bill)*					\$
Check enclosed (non Pre-Bill)*					\$ 460.00
TOTAL FEE ENCLOSED					\$ 460.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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MJW:tat

NIXON & VANDERHYE P.C.

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: Mary J. Wilson



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/780,612	02/12/2001	Janardan Kumar	1579-434

NIXON & VANDERHYE P.C.
1100 North Glebe Road, 8th Floor
Arlington, VA 22201



CONFIRMATION NO. 9116

FORMALITIES LETTER



OC00000006154361

Date Mailed: 06/06/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

A copy of this notice MUST be returned with the reply.

H. T.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

08/08/2001 MBERHE 00000088 09780612

01 FC:201
02 FC:205

355.00 OP
65.00 OP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Receipt
#3
\$

In Patent Application of

KUMAR et al

Atty. Ref.: 1579-434

Serial No. 09/780,612

Group:

Filed: February 12, 2001

Examiner:

For: METHOD OF TREATING DISORDERS OF THE EYE

* * * * *

August 6, 2001

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

Sir:

REQUEST FOR CORRECTION OF FILING RECEIPT

Enclosed is a copy of the Filing Receipt for the above-identified application in which the data relating to the fourth Application is inadvertently omitted. Under the heading "Applicant(s)", it should read as follows:

Janardan Kumar, Durham, NC:

Vasanth Rao, Morrisonville, NC;

David Epstein, Bahama, NC;

Pratap Challa, Durham, NC.

The correction is shown in red on the attached copy of the filing receipt. Please note your records accordingly. Correction of same is respectfully requested.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: Mary J. Wilson
Mary J. Wilson
Reg. No. 32,955

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